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**OFFICE OF PETITIONS**

Dowell & Dowell PC  
1215 Jefferson Davis Hwy  
Suite 309  
Arlington, VA 22202-3124

In re Application of :  
Lane, Benight, and Faldasz :  
Application No.: 09/747,164 :  
Filed: December 22, 2000 :  
Attorney Docket No: 00451-0065 :  
For: **METHODS AND COMPOSITIONS FOR MODULATING**  
**"MARGINALLY INDISCRIMINANT" HYBRIDIZATIONS**

This is in response to the petition under 37 CFR 1.47(a), filed May 31, 2001.

The petition is **GRANTED**.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

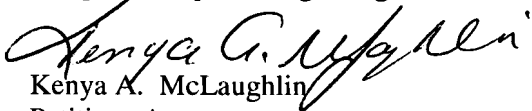
The above-cited application was filed on December 22, 2000, without an oath or declaration. A Notice to File Missing Parts of Nonprovisional Application was mailed on January 31, 2001, requiring an executed oath or declaration and surcharge, and the payment of the filing fee. The notice allowed an extendable period for reply of two months from its mailing date. The instant petition was filed responsively on May 31, 2001, with a request for an extension of time within the second month.

Petitioner has shown that inventors Lane and Faldasz have refused to join the prosecution of the application. The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventors at the addresses given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

It is noted that the application is currently in an abandoned status. The application will not be processed further until a grantable petition under 37 CFR 1.137 is filed.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3222.

  
Kenya A. McLaughlin

Petitions Attorney  
Office of Petitions